

AMENDED IN ASSEMBLY MAY 16, 2006

AMENDED IN ASSEMBLY APRIL 19, 2006

CALIFORNIA LEGISLATURE—2005–06 REGULAR SESSION

ASSEMBLY BILL

No. 2391

Introduced by Committee on Utilities and Commerce (Levine (Chair), Bogh (Vice Chair), Baca, Blakeslee, Cohn, De La Torre, Jerome Horton, Montanez, Ridley-Thomas, and Wyland)

February 23, 2006

An act to ~~add Section 384.2 to~~ amend Sections 321.6 and 321.7 of, to add Section 384.2 to, and to repeal Section 316 of, the Public Utilities Code, and to repeal Section 13 of Chapter 856 of the Statutes of 1996, relating to the Public Utilities Commission.

LEGISLATIVE COUNSEL'S DIGEST

AB 2391, as amended, Committee on Utilities and Commerce. Public Utilities Commission: ~~reporting requirement~~ *reports: work plan: accounting.*

Under existing law, the Public Utilities Commission has regulatory authority over public utilities, including electrical corporations, as defined. Under the Public Utilities Act, the commission requires electrical corporations to identify a separate rate component to fund programs that enhance system reliability and provide in-state benefits. This rate component is a nonbypassable element of local distribution and collected on the basis of usage. The funds are collected, in part, to support cost-effective energy efficiency and conservation activities.

This bill would require the commission to report to the Legislature by July 15, 2009, and triennially thereafter, on the energy efficiency

and conservation programs overseen by the commission, as specified. *This bill would also recast various requirements that the commission prepare and submit a specified account, work plan, and report at various times to require the plan, accounting, and report to be submitted annually to the Governor and Legislature no later than February 1 of each year, as specified.*

Vote: majority. Appropriation: no. Fiscal committee: yes.
State-mandated local program: no.

The people of the State of California do enact as follows:

1 SECTION 1. Section 384.2 is added to the Public Utilities
2 Code, to read:

3 384.2. The commission shall submit a report to the
4 Legislature by July 15, 2009, and triennially thereafter, on the
5 energy efficiency and conservation programs it oversees. The
6 report shall include information regarding authorized utility
7 budgets and expenditures and projected and actual energy
8 savings over the program cycle.

9 SEC. 2. Section 1 of this act supersedes the reporting
10 requirements of Section 2 of Item 8660-001-0462 of the
11 Supplemental Report of the 1999 Budget Act.

12 SEC. 3. *Section 316 of the Public Utilities Code is repealed.*

13 ~~316. The commission shall submit to the Governor on or~~
14 ~~before the first day of December of each year, a report containing~~
15 ~~a complete account of its transactions and proceedings for the~~
16 ~~preceding fiscal year, together with such other facts, suggestions,~~
17 ~~and recommendations as it deems of value to the people of the~~
18 ~~State.~~

19 SEC. 4. *Section 321.6 of the Public Utilities Code is amended*
20 *to read:*

21 321.6. The commission shall ~~develop~~; *do all of the following:*

22 (a) *Develop*, publish, and annually update an annual work plan
23 that describes in clear detail the scheduled ratemaking
24 proceedings and other decisions that may be considered by the
25 commission during the calendar year. The plan shall include, but
26 is not limited to, information on how members of the public and
27 ratepayers can gain access to the commission's ratemaking
28 process and information regarding the specific matters to be
29 decided. The plan shall also include information on the operation

1 of the office of the public advisor and identify the names and
2 telephone numbers of those contact persons responsible for
3 specific cases and matters to be decided. *The plan shall also*
4 *include a statement that specifies activities that the commission*
5 *proposes to reduce the costs of, and rates for, energy, including*
6 *electricity, and for improving the competitive opportunities for*
7 *state agriculture and other rural energy consumers.* The
8 commission shall post the plan under the Official Documents
9 area of its Internet Web site and shall develop a program to
10 disseminate the information in the plan utilizing computer
11 mailing lists to provide regular updates on the information to
12 those members of the public and organizations which request that
13 information. ~~The annual work plan shall be transmitted to the~~
14 ~~Legislature between January 15 and February 1 of each year.~~

15 (b) *Produce a complete accounting of its transactions and*
16 *proceedings for the preceding year, together with other facts,*
17 *suggestions, and recommendations that it deems of value to the*
18 *people of the state and a statement that specifies the activities*
19 *and achievements of the commission in reducing the costs of, and*
20 *rates for, energy, including electricity, for state agriculture and*
21 *other rural energy consumers.*

22 (c) *Create a report on the number of cases where resolution*
23 *exceeded the time periods prescribed in scoping memos and the*
24 *days that commissioners presided in hearings.*

25 (d) *Submit annually the plan, accounting, and report required*
26 *by subdivisions (a), (b), and (c) to the Governor and Legislature*
27 *no later than February 1 of each year.*

28 SEC. 5. *Section 321.7 of the Public Utilities Code is repealed.*

29 ~~321.7. (a) The commission shall include in the annual work~~
30 ~~plan access guide prepared by the commission pursuant to~~
31 ~~Section 321.6 a statement that specifies activities that the~~
32 ~~commission proposes to reduce the costs of, and rates for,~~
33 ~~energy, including electricity, and for improving the competitive~~
34 ~~opportunities for state agriculture and other rural energy~~
35 ~~consumers.~~

36 ~~(b) The commission shall include in the annual report~~
37 ~~submitted by the commission to the Governor pursuant to Section~~
38 ~~316 a statement that specifies the activities and achievements of~~
39 ~~the commission in reducing the costs of, and rates for, energy,~~

1 including electricity, for state agriculture and other rural energy
2 consumers.

3 *SEC. 6. Section 13 of Chapter 856 of the Statutes of 1996 is*
4 *repealed.*

5 *SEC. 13. On and after January 1, 1999, the Public Utilities*
6 *Commission shall annually submit a report to the Legislature on*
7 *the number of cases where resolution exceeded the time periods*
8 *prescribed in scoping memos and the days that commissioners*
9 *presided in hearings.*

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